

to call of the Mayor.

Approved: Tom Miller
Mayor

Attest:

Hattie McKeen
City Clerk

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, March 26, 1936.

The meeting was called to order at 10:00 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, C. M. Bartholomew, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 5; absent, none.

A committee from the Chamber of Commerce Civic Affairs Committee, composed of Messrs. Nabors, Halden, Hopkins, and Moody, came before the Council and pledged their cooperation in the City's Centennial Clean-up Program, and indorsed particularly the removal of the debris along the River front and on vacant lots.

Councilman Wolf offered the following resolution:

WHEREAS, an election was held in the City of Austin, Texas, on the 21st day of March, 1936, at which election there was submitted to the qualified voters of said City, for their action thereon, the certain propositions as follows:

First Proposition: Shall the authority heretofore given to the City Council of the City of Austin by election of the qualified voters of the City of Austin on November 14, 1935, to issue bonds of said City in the sum of Three Hundred and Fifty Thousand Dollars (\$350,000.00), for the purpose of the construction and improvement of Public Free School buildings in the City of Austin and the purchase of Grounds and Equipment therefor, and the bonds issued under such authority be revoked and cancelled.

Second Proposition: Shall the City Council of the City of Austin be authorized to issue bonds of said City in the sum of Three Hundred and Fifty Thousand Dollars (\$350,000.00), for the purpose of the construction and improvement of Public Free School buildings in the City of Austin, and the purchase of grounds and equipment therefor; said bonds to bear interest at a rate not exceeding five (5%) per centum per annum, interest payable semi-annually, and to mature not exceeding forty years from the date of said bonds, serially or otherwise, as may be determined by ordinance of the City Council, and to annually levy a tax sufficient to pay the interest on said bonds and to create a sinking fund of at least two (2%) per centum of the principal of said bonds and sufficient to redeem said bonds at their maturity.

and

WHEREAS, the City Council has this day canvassed the returns of said election, as made and reported by the officers of said election of the various polling wards of said City, and has found said returns to show the following results of said election:

EAST FIRST WARD

For the First Proposition -----	148 votes	
Against the First Proposition -----	7 votes	
For the Second Proposition -----	153 votes	
Against the Second Proposition -----	2 votes	
Mutilated Ballots -----	3	
Total Votes Cast -----		158

WEST FIRST WARD

For the First Proposition -----	99 votes	
Against the First Proposition -----	5 votes	
For the Second Proposition -----	102 votes	
Against the Second Proposition -----	2 votes	
Total Votes Cast -----		112

SECOND WARD A

For the First Proposition -----	38 votes	
Against the First Proposition -----	2 votes	
For the Second Proposition -----	39 votes	
Against the Second Proposition -----	2 votes	
Total Votes Cast -----		42

SECOND WARD B

For the First Proposition -----	51 votes	
Against the First Proposition -----	4 votes	
For the Second Proposition -----	51 votes	
Against the Second Proposition -----	2 votes	
Total Votes Cast -----		59

THIRD WARD A

For the First Proposition -----	99 votes	
Against the First Proposition -----	5 votes	
For the Second Proposition -----	106 votes	
Against the Second Proposition -----	0	
Total Votes Cast -----		108

THIRD WARD B

For the First Proposition -----	80 votes	
Against the First Proposition -----	7 votes	
For the Second Proposition -----	80 votes	
Against the Second Proposition -----	5 votes	
Mutilated Ballots -----	5	
Total Votes Cast -----		93

THIRD WARD C

For the First Proposition -----	98 votes	
Against the First Proposition -----	8 votes	
For the Second Proposition -----	100 votes	
Against the Second Proposition -----	5 votes	
Total Votes Cast -----		107

FOURTH WARD A

For the First Proposition -----	167 votes	
Against the First Proposition -----	9 votes	
For the Second Proposition -----	170 votes	
Against the Second Proposition -----	6 votes	
Total Votes Cast -----		178

FOURTH WARD B

For the First Proposition -----	260 votes	
Against the First Proposition -----	9 votes	
For the Second Proposition -----	260 votes	
Against the Second Proposition -----	9 votes	
Mutilated Ballots -----	12	
Total Votes Cast -----		281

FOURTH WARD C

For the First Proposition -----	169 votes	
Against the First Proposition -----	22 votes	
For the Second Proposition -----	190 votes	
Against the Second Proposition -----	19 votes	
Mutilated Ballots -----	1	
Total Votes Cast -----		212

FIFTH WARD A

For the First Proposition -----	70 votes
Against the First Proposition -----	3 votes
For the Second Proposition -----	68 votes
Against the Second Proposition -----	2 votes
Total Votes Cast -----	73

FIFTH WARD B

For the First Proposition -----	65 votes
Against the First Proposition -----	4 votes
For the Second Proposition -----	66 votes
Against the Second Proposition -----	1 vote
Total Votes Cast -----	69

SIXTH WARD

For the First Proposition -----	98 votes
Against the First Proposition -----	4 votes
For the Second Proposition -----	95 votes
Against the Second Proposition -----	4 votes
Total Votes Cast -----	108

SEVENTH WARD A

For the First Proposition -----	49 votes
Against the First Proposition -----	1 vote
For the Second Proposition -----	49 votes
Against the Second Proposition -----	1 vote
Mutilated Ballots -----	9
Total Votes Cast -----	59

SEVENTH WARD B

For the First Proposition -----	123 votes
Against the First Proposition -----	13 votes
For the Second Proposition -----	83 votes
Against the Second Proposition -----	10 votes
Total Votes Cast -----	146
Grand Total Votes Cast for the First Proposition ---	1614
Grand Total Votes Cast against the First Proposition-	103
Grand Total Votes Cast for the Second Proposition -	1612
Grand Total Votes Cast against the Second Proposition -	70
Total mutilated ballots --	30
Grand Total of all Votes Cast - - - - -	1805

and

WHEREAS, it has been shown by the returns of said election, as certified by the election officers, and found and determined by said canvass of said returns, as tabulated and set out above, that only qualified electors who owned taxable property in the City of Austin, and who had duly rendered the same for taxation, voted at said election; and that said First Proposition received at said election more than two-thirds (2/3) affirmative votes of all the votes cast thereon, and that said Second Proposition received more than two-thirds (2/3) affirmative votes of all the votes cast thereon; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT it is hereby declared the result of said election to be:

(1) That the authority heretofore given to the City Council of the City of Austin by election of the qualified voters of the City of Austin on November 14, 1935, to issue bonds of said City in the sum of \$350,000 for the purpose of the construction and improvement of public free school buildings in the City of Austin and the purchase

of grounds and equipment therefor, and the bonds issued under such authority, has been by said election and is revoked and cancelled; and

(2) That the City Council of the City of Austin has been authorized by the qualified electors at said election of March 21, 1936, by the majority required by law, and is authorized to issue bonds of the City of Austin in the total sum of \$350,000 for the purpose of the construction and improvement of public free school buildings in the City of Austin, and the purchase of grounds and equipment therefor, said bonds to bear interest at the rate of not exceeding five (5%) per centum per annum, with interest payable semi-annually, and to mature not exceeding forty years from the date of purchase, serially or otherwise, as may be determined by ordinance of the City Council, and to annually levy a tax sufficient to pay the interest on said bonds and to create a sinking fund of at least two (2%) per centum of the principal of said bonds, and sufficient to redeem said bonds at their maturity.

Councilman Wolf moved that the above resolution be adopted. The motion was carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf introduced the following ordinance:

AN ORDINANCE REPEALING AN ORDINANCE ENTITLED "AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF THREE HUNDRED AND FIFTY THOUSAND DOLLARS (\$350,000.00), FOR THE PURPOSE OF THE CONSTRUCTION AND IMPROVEMENT OF PUBLIC FREE SCHOOL BUILDINGS IN THE CITY OF AUSTIN, AND THE PURCHASE OF GROUNDS AND EQUIPMENT THEREFOR, AND PROVIDING FOR THE PAYMENT OF SAID BONDS. "

The foregoing ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance be passed to its second reading. The motion was seconded by Councilman Gillis and was carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The ordinance was read the second time and Councilman Wolf moved that the rule be further suspended and the ordinance be passed to its third reading. The motion was seconded by Councilman Gillis and same was carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The ordinance was read the third time and Councilman Wolf moved that same be finally passed. The motion was seconded by Councilman Gillis and same was carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF THREE HUNDRED AND FIFTY THOUSAND (\$350,000.00) DOLLARS, FOR THE PURPOSE OF THE CONSTRUCTION AND IMPROVEMENT OF PUBLIC FREE SCHOOL BUILDINGS IN THE CITY OF AUSTIN, AND THE PURCHASE OF GROUNDS AND EQUIPMENT THEREFOR; AND PROVIDING FOR THE PAYMENT OF SAID BONDS.

The foregoing ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance be passed to its second reading. The motion was seconded by Councilman Gillis and same was carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The ordinance was read the second time and Councilman Wolf moved that the rule be further suspended and the ordinance be passed to its third reading. The motion was seconded by Councilman Gillis and the same was carried by the following vote: Ayes,

Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The ordinance was read the third time and Councilman Wolf moved that the same be finally passed. The motion was seconded by Councilman Gillis and same was carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Alford offered the following resolution:

WHEREAS, American National Bank has this day submitted to the City Council the following proposal:

"Honorable Mayor and City Council,
Austin, Texas.

Gentlemen:

For Three Hundred Fifty Thousand Dollars (\$350,000) legally issued under authority of the election held March 21, 1936, City of Austin School Bonds Series 1936, dated January 1, 1936, of the denomination of \$1,000.00 each, bearing interest at the rate of three (3%) per centum per annum, interest payable semi-annually on July First and January First of each year, the first interest coupon becoming due July 1, 1936, and maturing serially in accordance with the schedule attached hereto, we will pay the following price:

Par and accrued interest from date of bonds to date of delivery at Austin, Texas, plus a cash premium of \$3750.00, the delivery of said bonds to be made to us at Austin, Texas, not later than April 15, 1936.

We agree to purchase the above described bonds upon the approving opinion of Thomson, Wood & Hoffman, New York, the cost of such opinion to be borne by City of Austin, together with the cost of printing the bonds.

As evidence of our good faith, we are attaching hereto cashier's check on the American National Bank in the sum of Seventeen Thousand Five Hundred Dollars (\$17,500.00), said check to be held uncashed pending the delivery of the bonds to us in accordance with this proposal.

Should we fail to comply with the terms of this proposal within fifteen days from date of delivery of approving opinion to us by Thomson, Wood & Hoffman, the above mentioned check may be cashed, and the proceeds used as full and complete liquidated damages by the City of Austin.

AMERICAN NATIONAL BANK

By (Signed) L. J. Schneider,
Vice President.

ADDENDA

CITY OF AUSTIN SCHOOL BONDS SERIES
1936

SCHEDULE OF MATURITIES

BOND NUMBERS	MATURITY	AMOUNT
1 to 13, inclusive	January 1, 1937	\$ 13,000.00
14 to 26, inclusive	January 1, 1938	13,000.00
27 to 40, inclusive	January 1, 1939	14,000.00
41 to 54, inclusive	January 1, 1940	14,000.00
55 to 69, inclusive	January 1, 1941	15,000.00
70 to 84, inclusive	January 1, 1942	15,000.00
85 to 100, inclusive	January 1, 1943	16,000.00
101 to 116, inclusive	January 1, 1944	16,000.00
117 to 133, inclusive	January 1, 1945	17,000.00
134 to 150, inclusive	January 1, 1946	17,000.00
151 to 167, inclusive	January 1, 1947	17,000.00
168 to 185, inclusive	January 1, 1948	18,000.00
186 to 204, inclusive	January 1, 1949	19,000.00
205 to 223, inclusive	January 1, 1950	19,000.00
224 to 243, inclusive	January 1, 1951	20,000.00
244 to 263, inclusive	January 1, 1952	20,000.00
264 to 284, inclusive	January 1, 1953	21,000.00
285 to 305, inclusive	January 1, 1954	21,000.00
306 to 327, inclusive	January 1, 1955	22,000.00
328 to 350, inclusive	January 1, 1956	23,000.00
		<u>\$350,000.00</u>

now, therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT said proposal of American National Bank to purchase \$350,000.00 City of Austin

School Bonds Series 1936, dated January 1, 1936, at the price and upon the terms specified in said proposal, be and the same is hereby accepted, and that American National Bank be awarded the sale of said bonds.

Councilman Alford moved that the foregoing resolution be adopted. The motion was seconded by Councilman Gillis and same was carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Alford moved that, upon the recommendation of Roy J. Smith, Captain of Police, Traffic Division, the Taxicab Driver's Permit issued to Willie Evalt Neie on January 23, 1936, be revoked. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Alford moved that, upon the recommendation of Roy J. Smith, Captain of Police, Traffic Division, the Taxicab Driver's Permit issued to George C. Pilgrim in June, 1935, be revoked. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Gillis moved that, upon the recommendation of Roy J. Smith, Captain of Police, Traffic Division, a Taxicab Driver's Permit be granted to Jack LaRue, 101 East 10th Street. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf moved that a temporary license for a period of ninety days be granted to Joe Martinez, 2512 East 5th Street, to operate as a taxicab a Fodor Ford Sedan, 1936 model, Factory No. 2585057, State Highway License No. 983-448. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf moved that a temporary license for a period of ninety days be granted to E. J. Jordon, 602 San Antonio Street, to operate as a taxicab a 4-door Chevrolet Sedan, 1934 model, Factory No. M 149037, State Highway License No. 956-075. The motion carried by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Alford offered the following resolution:

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in HOPI TRAIL across Enfield Road, the centerline of which gas main shall be $7\frac{1}{2}$ feet west of and parallel to the east line of said Hopi Trail.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(2) A gas main in CHRISTOPHER STREET, beginning at a point $7\frac{1}{2}$ feet south of the north line of said Christopher Street and 157 feet east of the east line of Bouldin Avenue;

Thence in an easterly direction with the centerline of a gas main, which centerline shall be $7\frac{1}{2}$ feet south of and parallel to the north line of said Christopher Street, for a distance of 63 feet.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(3) A gas main in EAST FORTY-SECOND STREET, beginning at a point 21 feet south of the north line of said East 42nd Street and 165 feet east of the east line of Barrow Avenue;

Thence in an easterly direction with the centerline of a gas main, which centerline shall be 21 feet south of and parallel to the north line of said East 42nd Street, for a distance of 50 feet.

Said gas main described above shall have a cover of not less than 2½ feet.

(4) A gas main in WEST SIXTEENTH STREET, beginning at a point 21 feet north of the south line of said West 16th Street and 22 feet east of the west line of Pearl Street;

Thence in a westerly direction with the centerline of a gas main, which centerline shall be 21 feet north of and parallel to the south line of said West 16th Street, for a distance of 122 feet.

Said gas main described above shall have a cover of not less than 2½ feet.

(5) A gas main in EAST THIRTY-SEVENTH STREET, beginning at a point 163 feet east of the east line of Red River Street and 20 feet south of the north line of said East 37th Street;

Thence in an easterly direction with the centerline of a gas main, which centerline shall be 20 feet south of and parallel to the north line of said East 37th Street, for a distance of 152 feet.

Said gas main described above shall have a cover of not less than 2½ feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Alford offered the following resolution:

WHEREAS, E. B. Sneed is the Contractor for the alterations and repairs to a warehouse located in Block 20, of the Original City of Austin, Texas, being the block bounded by 2nd, 3rd, Lavaca, and Colorado Streets, and desires a portion of the sidewalk, street and alley spaces abutting said block during the alterations and repairs to the building, such space to be used in the work and for the storage of materials therefor; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT space for the uses hereinabove enumerated be granted to said E. B. Sneed, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at a point in the east line of Lavaca Street 80 feet south of the south line of West 3rd Street; thence in a westerly direction and at right angles to the centerline of Lavaca Street a distance to a point 12 feet west of the east curb line of Lavaca Street; thence in a southerly direction and parallel with the centerline of Lavaca Street, a distance of 130 feet; thence in an easterly direction and at right angles to the centerline of Lavaca Street a distance to the east line of Lavaca Street; thence in a northerly direction along the east line of Lavaca Street to the place of the beginning.

Alley Working Space

The entire alley traversing Block 20 of the Original City of Austin.

2. THAT the above privileges and allotment of space are granted to said E. B. Sneed, hereinafter termed "Contractor," upon the following express terms and conditions:

(1) That the Contractor shall construct in the Lavaca Street working space a 4-foot

walkway protected on each side by guard rails at least 4 feet high and substantially braced and anchored, and shall construct a 4-foot guard rail around the balance of the sidewalk, street, and alley working space.

(2) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such guard rails.

(3) That provision shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(4) That the Contractor shall place on the outside corners of any walkway, barricades, or obstructions, red lights during all periods of darkness.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(6) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than May 29, 1936.

(7) That the Contractor shall restore all public and private property injured during the use of such space to as good condition as the same existed before the use of such space began.

(8) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(9) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand (\$5000.00) Dollars, which shall protect, indemnify and hold harmless the City of Austin from any claims for damages to any person or property that may accrue to or be brought by any person by reason of the exercise of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Gillis offered the following resolution:

WHEREAS, the Southwestern Bell Telephone Company has presented to the City Council tentative maps and plans showing the proposed construction of its pole lines in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Engineer; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Southwestern Bell Telephone Company be, and the same is hereby, permitted to construct its pole lines in the following streets:

(1) One telephone pole at the intersection of EAST AVENUE and EAST FIFTH STREET, the center of which pole shall be 10 feet east of the west line of East Avenue and 9 feet north of the south line of East 5th Street.

(2) A telephone conduit in WEST SEVENTH STREET ALLEY from Lavaca Street easterly to a point approximately 45 feet west of the west line of Colorado Street, the centerline of which underground telephone conduit shall be 7 feet north of and parallel to the south line of said alley.

THAT the work and construction of said pole lines, including the excavation of the

streets and the restoration and maintenance of said streets after said pole lines have been constructed, shall be under the supervision and direction of the City Manager, and in accordance with the ordinances and regulations of the City of Austin governing such construction.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Wolf offered the following resolution:

WHEREAS, Mrs. Fred Morse, owner of the south 178 feet of Block 6, of Grooms Addition within the City of Austin, Travis County, Texas, which property fronts on Benelva Drive and being locally known as 3115 Benelva Drive, has applied to the City Council of the City of Austin for permission to construct a stone curb adjacent to that portion of her property which faces Benelva Drive; and

WHEREAS, the ordinance which regulates the construction of curbs upon or within streets in the City of Austin requires that anyone desiring to construct any curb other than a concrete curb shall get special permission to do so from the City Council of the City of Austin; and

WHEREAS, the City Council has investigated and approved the construction of a stone curb at the aforesaid location; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Mrs. Fred Morse, owner of the south 178 feet of Block 6, of Grooms Addition within the City of Austin, Travis County, Texas, which property fronts on Benelva Drive and being locally known as 3115 Benelva Drive, is hereby granted permission to construct a stone curb adjacent to that portion of her property which faces Benelva Drive; provided, however, that said stone curb shall be constructed upon a concrete base and shall have an exposure of 8 inches above the gutter and shall be 10 inches wide at the top in accordance with the standard design for rock curbs as adopted by the City of Austin and as detailed upon the plan hereto attached marked 2-C-501, which plan is hereby made a part of this resolution; and further provided that all work shall be done by a bonded curb and sidewalk contractor and that said curb shall be constructed under the supervision of the City Engineer of the City of Austin and in accordance with lines and grades furnished by him.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The following report of the Board of Adjustment was received:

" Austin, Texas
March 24, 1936

Honorable City Council
Austin, Texas

Gentlemen:

Attached hereto is a copy of a resolution which was passed by the Board of Adjustment at a meeting held on March 19, 1936, in regard to the changing of the Use designation of property located on Lydia Street, from East 11th Street to East 7th Street, from "A" Residence District to "C" Commercial District.

Respectfully submitted,

BOARD OF ADJUSTMENT

By (Signed) V. H. Pannell
Acting Chairman. "

(RESOLUTION)

WHEREAS, the City Council has requested the Board of Adjustment to make a recommendation regarding an amendment to the Zoning Ordinance providing for the change of the

Use designation of property facing Lydia Street, from East 11th Street on the north to East 7th Street on the south, from "A" Residence District to "C" Commercial District; and

WHEREAS, the Board of Adjustment, at a meeting on March 19, 1936, carefully considered the proposed change from a zoning point of view and for the best interests of the City and surrounding property, and while in the opinion of the Board this property will not be any more valuable as business property, for the reasons stated below and because of the fact that approximately seventy-five per cent of the property owners facing Lydia Street in this vicinity have signed the application, found no objection to the proposed change; therefore

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

THAT the above request for a change in the Zoning Ordinance and Use District map be and is hereby recommended to the City Council of the City of Austin for the following reasons:

1. That this property has undergone a metamorphosis in character in the last few years because of the trend in race sequestration.
2. That the change would not do violence to surrounding property values inasmuch as the value of this property for residential purposes has deteriorated to a great extent over a short period of time.
3. That as first-class residential property it has no great value although there are quite a few substantial residences in this section.

BOARD OF ADJUSTMENT

(Signed) V. H. Pannell
Acting Chairman. "

It was the sense of the Council that a public hearing on the proposed change in zoning of property located on Lydia Street from East 11th Street to East 7th Street be held on April 16 next, and that notice of such hearing be published in accordance with the terms of the Zoning Ordinance.

Mayor Miller offered the following resolution:

WHEREAS, on Thursday, March 26, 1936, the Austin Citizens' Advisory Committee, appointed by the City Council, met jointly with the Austin City Council and discussed the progress made up to the present time on the Colorado River projects and the effect of the restraining order obtained by the various power companies against certain of these projects as planned; and

WHEREAS, the Citizens' Advisory Committee and the City Council understand very well the benefits to be derived by the City of Austin by virtue of these improvements, and further in view of the fact that the City of Austin is the largest municipality in the Colorado River Valley between the Gulf of Mexico and the location of these proposed dam sites, and is also the largest city, not only on the Colorado River, but in the State of Texas, owning and operating its own municipal electric generating plant and distribution system, which plant now has an installed capacity of 20,000 kilowatts, and the above groups feel that the City of Austin is therefore the largest individual unit of local government that will be concerned and involved in any modification of the proposed construction program contemplated by the Colorado River Authority; and

WHEREAS, it is further recognized that the construction program must be continued in its entirety to safeguard the proper flood control of the Colorado River and its tributary streams for the protection of life and property, and that this construction is also to protect the water rights of the City of Austin heretofore acquired and acknowledged, and

to provide adequate water supply for the City of Austin, and that the power proposed to be generated from the hydro-electric plant will be a valuable asset to the municipal plant of the City of Austin in case of an emergency, and also that the power available from the City of Austin will be used as a standby for the Colorado Valley Authority development; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Manager be directed to forward to Congressman Buchanan, Senator Connally, Senator Sheppard, Secretary Ickes, and other interested officials of the State and Federal Governments a copy of this resolution, and to further express the opinion of the City Council that the importance of these items cannot be too strongly emphasized and the completion of this construction in and above Austin is urgently requested to proceed with the least possible delay; and further, that the City Council and the Citizens' Advisory Committee pledge their cooperation and support to the Colorado Valley Authority and the Federal Government in settling the legal complications, and assistance in any other way in expediting this work, and especially the construction of a dam on the Colorado River, at the City of Austin, as an essential part of this program.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

Councilman Alford offered the following resolution:

WHEREAS, taxes are owing on North 1/2 of Lot 4, Block 97, City of Austin, for the years 1929, 1930, 1931, 1932, 1933, 1934, and 1935, assessed in the name of Alice Smith, widow of Tom D. Smith, deceased, and amounting in the aggregate to the sum of \$3141.18; and certain interest in the aggregate sum of \$577.27 and certain penalties in the aggregate sum of \$135.47 have accrued on said taxes for said years; and

WHEREAS, after an investigation of the facts, it is deemed proper that said penalties on said taxes should be remitted; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT said penalties on said taxes for said years are hereby remitted; provided that all of said taxes and said interest are paid by April 1, 1936.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The Mayor laid before the Council the following resolution:

WHEREAS, the Austin Woman's Club has requested a revision in the assessed valuation of their property for City tax purposes for the years 1930 to 1935, inclusive; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the assessed valuations for the years 1930 to 1935, inclusive, be revised on the basis of one-fourth of the valuation for each of these years, which will make the yearly assessment valuation, until further notice, one-fourth of the 1935 valuation, and that the City Manager be instructed to have the City Tax Assessor and Collector make the changes on the tax rolls as indicated.

The foregoing resolution was adopted by the following vote: Ayes, Councilmen Alford, Bartholomew, Gillis, Mayor Miller, and Councilman Wolf, 5; nays, none.

The Board of Trustees of the Austin Independent School District submitted to the City Council for approval a resolution of said Board approving the recommendation of the Architects, Giesecke & Harris, as to the award of contracts in connection with bids received February 26, 1936, under PWA Docket Texas-1300, Austin Schools.

Messrs. A. L. Smith and Horton Smith, representing the Austin Air Conditioning and Heating Company, then appeared before the Council and protested the rejection of their bid on plumbing under PWA Docket Texas-1300-18 and 1300-19 by the Board of Trustees of the Austin Independent School District, on the grounds that said bid was the lowest bid submitted.

Following the discussion, the City Council referred the above matter to the Board of Trustees of the Austin Independent School District for reconsideration before taking final action on the awarding of all contracts.

The reading of the Minutes was dispensed with.

Upon motion duly made and seconded, the Council then recessed subject to call of the Mayor.

Approved

Tom Miller
Mayor.

Attest:

Yvonne McKeen
City Clerk

SPECIAL MEETING OF THE CITY COUNCIL:

Austin, Texas, March 27, 1936.

The meeting was called to order with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen C. F. Alford, Simon Gillis, and Mayor Tom Miller, 3. Councilmen C. M. Bartholomew and Oswald G. Wolf were recorded as being present by Mayor Tom Miller, acting as their duly constituted proxy.

The Board of Trustees of the Austin Independent School District presented the following resolution:

BE IT RESOLVED that the City Council of Austin, Texas, be and is hereby notified that the Board of Trustees of the Austin Independent School District held a special called meeting at 3:30 p. m., March 26, 1936, for the purpose of hearing the protest of Messrs. Horton Smith and A. L. Smith of the Austin Air Conditioning and Heating Company on the action of the Board of March 23, 1936, in approving the recommendation of Giesecke & Harris, architects, that the low bid of the Austin Air Conditioning and Heating Company offered on February 26, 1936, on plumbing in combination on PWA Docket Texas 1300-18 and 1300-19 be not accepted on account of the fact that this firm offered a record of no experience;

BE IT FURTHER RESOLVED that after hearing the full discussion offered by Messrs. Horton Smith and A. L. Smith, it is the judgment of the Board of Trustees that the original resolution and recommendation adopted by the Board on March 23, 1936, with reference to this matter is justified; and the City Council is requested to take action on the original resolution and recommendation and forward them to the proper officials of the Public Works Administration for their consideration.